

# PHING ZHOU CHAI

ADVOCATE AND SOLICITOR, HIGH COURT OF MALAYA (2014) | FELLOW, CHARTERED INSTITUTE OF ARBITRATORS (2020)



## CONTACT

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## EDUCATION

- 2020 FCIARB  
Chartered Institute of Arbitrators
- 2017 TRIBUNAL SECRETARY  
HKIAC Tribunal Secretary Training Programme
- 2014 ADVOCATE AND SOLICITOR  
High Court of Malaya
- 2013 CERTIFICATE IN LEGAL PRACTICE  
Legal Profession Qualifying Board, Malaysia
- 2011 BACHELOR OF LAWS (HONS)  
University of London (International Programme)

## SELECTED WORK EXPERIENCE

### 2021 RAHMAT LIM & PARTNERS (IN ASSOCIATION WITH ALLEN & GLEDHILL (SINGAPORE))

#### 2017 SENIOR ASSOCIATE

- Acted for a Malaysian regulatory body in a dispute involving the supply, provision and integration of an enterprise resource planning system designed by the Oracle Corporation, which involved a claim sum of approximately RM26 million;
- Acted for a Malaysian steel producer in an ICC arbitration against an Italian supplier of steel making plants and equipment, which involved a claim sum of approximately EUR90 million;
- Acted for a Malaysian wood pellet producer in an LCIA arbitration against an energy and utilities conglomerate in Europe, which involved a claim sum of approximately USD50 million;
- Acted for multiple Singapore entities in the High Court of Malaya, the Court of Appeal and the Federal Court of Malaysia in respect of proceedings in aid of an international arbitration commenced in the Singapore International Arbitration Centre;
- Acted for multiple entities domiciled in Malaysia, Hong Kong and Denmark in respect of disputes concerning a limited liability partnership based in Labuan;
- Acted for a Malaysian private investment company against an investment manager domiciled in the Cayman Islands, which involved a claim sum of approximately USD10 million;
- Acted for a Malaysian producer of polyester resin in a statutory adjudication in respect of the construction and commissioning of a resin production plant, which involved a claim sum of approximately RM10 million.

### 2017 WONG & PARTNERS (MEMBER FIRM OF BAKER & MCKENZIE INTERNATIONAL)

#### ASSOCIATE

- Acted for a Malaysian public listed company in an UNCITRAL arbitration concerning the mobilization and demobilization of mobile offshore production units in the territorial waters of Malaysia, which involved a claim sum of approximately RM230 million;
- Acted for the Malaysian subsidiary of a Brazilian multinational corporation in a judicial review application against the implementation of by-laws in Malaysia;
- Acted for a Malaysian private limited company in an arbitration commenced under the rules of the Kuala Lumpur Regional Centre for Arbitration (presently, the Asian International Arbitration Centre) with respect to the construction of a pulp and paper mill, which involved a claim sum of approximately RM10 million;
- Acted for a Malaysian private limited company with respect to two concurrent statutory adjudication proceedings in respect of the construction of two facilities in Malaysia, which involved a combined claim sum of RM15 million;
- Acted for a Singapore company in the High Court of Malaya in respect of breaches of a hire-purchase contract, which involved a claim sum of approximately RM14 million;
- Acted for a high-net-worth individual with respect to a negligence claim against a private hospital, which involved a claim sum of approximately RM21 million.

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## 2016 SHEARN DELAMORE & CO

### 2014 ASSOCIATE

- Acted for one of Malaysia's largest trading conglomerates in the High Court of Malaya and the Court of Appeal in claims against its former directors for among others, fraudulent misconduct, breach of directors' duties, and breach of trust, which involved claimed sums of approximately RM2 billion;
- Acted for a Malaysian producer of edible oils in the High Court of Malaya against its former employees for negligence, fraud and collusion, which involved a claim sum of approximately RM33.4 million;
- Acted for a Malaysian bank in the High Court of Malaya in respect of claims arising from the fraudulent transfer and conveyance of land, which involved claimed sum of approximately RM10 million;
- Acted for a Malaysian bank in the High Court of Malaya in respect of claims arising from fraud and negligent misrepresentation, which involved claimed sums of approximately RM3.4 million;
- Acted for a high-net-worth individual in contentious probate proceedings and related litigation, which involved claim sums of approximately RM24 million.

## 2013 KUALA LUMPUR REGIONAL CENTRE FOR ARBITRATION (PRESENTLY, THE ASIAN INTERNATIONAL ARBITRATION CENTRE)

### 2012 CASE COUNSEL ASSOCIATE

- Member of the KLRCA research team with respect to the introduction of patient grievance procedures in medical disputes in Malaysia;
- Member of the KLRCA development team with respect to the inaugural training programme for the Construction Industry Payment and Adjudication Act.

### LEGAL INTERN

- Assisted in the drafting of the article "*UNCTRAL Arbitration Rules and Future or Arbitration in the Asia-Pacific Region – Institutional Perspectives*", which was presented in Korea, in 2013;
- Assisted in the drafting of the article "How to promulgate the rules of the arbitration centre concerning the speed, cost and fair trial and good quality awards", which was presented in Ankara Turkey, in 2013;
- Assisted in the drafting of the article "Developing the Asia-Pacific Region as a Centre for International Dispute Resolution" in the US-China Law Review;
- Member of the KLRCA research team with respect to the reconciliation of law of limitation under the Limitation Act 1953 and Rule 2 of the KLRCA Rules;
- Member of the KLRCA drafting team with respect to the drafting of the KLRCA i-Arbitration Rules.

## REFERENCES

### RAHMAT LIM & PARTNERS

Chiew Ee Kwong, Partner

### RICKY TAN & CO

Rammit Kaur, Partner and Former Head of Legal Services of the Kuala Lumpur Regional Arbitration Centre

## PUBLICATIONS

### THOMPSON REUTERS MALAYSIA SDN BHD

Arbitration in Malaysia – A Practical Guide: Chapter 21